

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

COURTROOM PROCEEDINGS

The court met in its courtroom at 10:00 A.M. Present: Honorable Nickolas J. Dibiaso, Acting Presiding Justice; Honorable Timothy S. Buckley, Associate Justice; Honorable Herbert I. Levy, Associate Justice; and Eve Sproule, Court Administrator/Clerk, by Anthony Lauria, Senior Deputy Clerk.

F037005 Marshall et al. v. Continental Metroplex et al.

Cause called and argued by Kenneth R. Morris, Esq., counsel for appellant and by Raymond A. Cardozo, Esq., counsel for respondent.

Cause ordered submitted.

The Court adjourns.

F036962 Kashian v. Harriman et al.

The judgment is affirmed. Buckley, J.

We concur: Vartabedian, Acting P.J.; Wiseman, J.

[CERTIFIED FOR PUBLICATION]

F039990 Murphy v. Fremont Investment & Loan

Appellant's Motion For Reconsideration filed on May 13, 2002, is granted. Etc.

F039822 Murphy v. Lander Co., Inc.

Appellant's Motion For Reconsideration filed on May 14, 2002, is granted. Etc.

F036171 People v. Schoenhoeft

The indeterminate term for count IV is stricken, and the matter remanded for resentencing on that count and correction of the abstract of judgment, consistent with the views expressed herein. In all other respects the judgment is affirmed. Harris, J.

We concur: Ardaiz, P.J.; Vartabedian, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

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- F038736 People v. Aguinaga**
Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.
- F038736 People v. Aguinaga**
The judgment is affirmed.
By the Court.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F039426 Tulare Co Health & Human Services Agency v. Michael R.,**
Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.
- F039426 Tulare Co Health & Human Services Agency v. Michael R.,**
The order terminating parental rights herein is affirmed.
By the Court.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F037844 People v. Benavides**
Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.
- F040019 In re Juliana F., a Minor**
IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.
- F037459 City of Fresno v. Daniel W. Green, et al.**
Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

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F036961 People v. Howard

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F036342 People v. Williams

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the case is submitted for decision.

F036342 People v. Williams

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F038762 In re Roy F, a Minor

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the case is submitted for decision.

F038762 In re Roy F., a Minor

The court's disposition order is reversed and the matter remanded for a new disposition hearing. In all other respects, the judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F037714 People v. Combs

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the case is submitted for decision.

F037714 People v. Combs

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

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- F036867 People v. Matthews**
The judgment is affirmed with modifications. Vartabedian, J.
We concur: Ardaiz, P.J.; Wiseman, J.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F040235 Johnny B. v. The Superior Court of Stanislaus County; Stanislaus County
Community Services Agency**
The petition for extraordinary writ is dismissed.
By the Court.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F034314 People v. Rocha**
Oral argument having been waived in the above-entitled case in
accordance with the provisions of a notice mailed to counsel, the case
is submitted for decision.
- F034314 People v. Rocha**
The restitution order is reversed. The cause is remanded to the
trial court to conduct an evidentiary hearing in accordance with this
opinion. In all other respects, the judgment is affirmed.
By the Court.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F039725 People v. Quintana**
Appellant having filed an abandonment and/or request for
dismissal of appeal, IT IS HEREBY ORDERED that the appeal in the
above-entitled action is dismissed.
- F039966 In re Kyle C., a Minor**
Appellant having filed an abandonment and/or request for
dismissal of appeal, IT IS HEREBY ORDERED that the appeal in the
above-entitled action is dismissed.